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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**



Declaration  
Submitted  
With Initial  
Filing

OR



Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16 (e))  
required)

Attorney Docket Number

702.132

First Named Inventor

Tuttle, David R.

COMPLETE IF KNOWN

Application Number

10/696,459

Filing Date

10/29/2003

Art Unit

Examiner Name

**I hereby declare that:**

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Tibial Knee Prosthesis

(Title of the Invention)

the specification of which



is attached hereto

OR



was filed on (MM/DD/YYYY)

10/29/2003

as United States Application Number or PCT International

Application Number

10/696,459

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

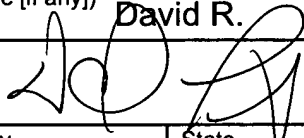
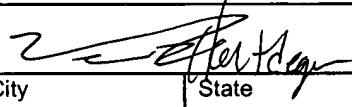
[Page 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## DECLARATION — Utility or Design Patent Application

Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number: <b>37902</b>				OR <input type="checkbox"/> Correspondence address below	
Name					
Address					
City		State		ZIP	
Country		Telephone		Fax	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.					
NAME OF SOLE OR FIRST INVENTOR:			<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any]) <b>David R.</b>			Family Name or Surname <b>Tuttle</b>		
Inventor's Signature 				Date <b>02/18/04</b>	
Residence: City <b>Memphis</b>		State <b>Tennessee</b>		Country <b>USA</b>	
Citizenship <b>US</b>					
Mailing Address <b>Apt. 702, 172 Kimbrough Place</b>					
City <b>Memphis</b>		State <b>Tennessee</b>		ZIP <b>38104-6744</b>	
Country <b>USA</b>					
NAME OF SECOND INVENTOR:			<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any]) <b>Vernon R.</b>			Family Name or Surname <b>Hartdegen</b>		
Inventor's Signature 				Date <b>2/18/04</b>	
Residence: City <b>Collierville</b>		State <b>Tennessee</b>		Country <b>USA</b>	
Citizenship <b>US</b>					
Mailing Address <b>1284 Grey Wolf Drive</b>					
City <b>Collierville</b>		State <b>Tennessee</b>		ZIP <b>38017-8653</b>	
Country <b>US</b>					
<input checked="" type="checkbox"/> Additional inventors or a legal representative are being named on the <u>1</u> supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.					



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## DECLARATION

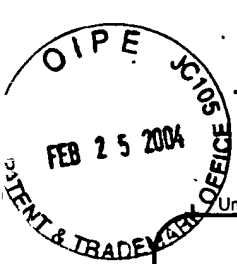
## ADDITIONAL INVENTOR(S) Supplemental Sheet

Page 1 of 1

<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Stephen E.		White	
Inventor's Signature <i>Stephen E. White</i>		Date <i>2/18/04</i>	
Cordova Residence: City	Tennessee State	USA Country	US Citizenship
1761 Wood Mills Drive Mailing Address			
Mailing Address			
Cordova City	Tennessee State	38016-6131 Zip	USA Country
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Robert M.		Fencil	
Inventor's Signature <i>Robert M. Fencil</i>		Date <i>02/18/04</i>	
Cordova Residence: City	Tennessee State	USA Country	US Citizenship
926 Bending Pine Lane Mailing Address			
Mailing Address			
Cordova City	Tennessee State	38018-0421 Zip	USA Country
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Robert H.		Schmidt	
Inventor's Signature <i>Robert H. Schmidt</i>		Date <i>2/23/04</i>	
Ft. Worth Residence: City	Texas State	USA Country	US Citizenship
7020 Saucon Valley Drive Mailing Address			
Mailing Address			
Ft. Worth City	Texas State	76132-4539 Zip	USA Country

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



**POWER OF ATTORNEY  
and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

Application Number	10/696.459
Filing Date	10/29/2003
First Named Inventor	Tuttle, David R.
Title	Tibial Knee Prosthesis
Art Unit	3738
Examiner Name	
Attorney Docket Number	702.132

I hereby appoint:

☒ Practitioners at Customer Number: 37902

OR

☐ Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

☒ The above-mentioned Customer Number:

OR

☐ The address associated with Customer Number:

OR

<input type="checkbox"/> Firm or Individual Name				
Address				
Address				
City	State	Zip		
Country				
Telephone	Fax			

I am the:

☒ Applicant/Inventor.

☐ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

**SIGNATURE of Applicant or Assignee of Record**

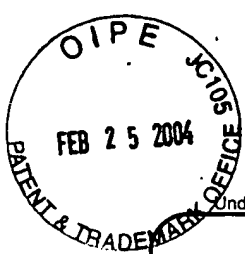
Name	David R. Tuttle		
Signature			
Date	02/18/04	Telephone	(901) 867-4668

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☒ \*Total of 5 forms are submitted.

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/81 (06-03)

Approved for use through 11/30/2005. OMB 0651-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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☐ The address associated with Customer Number:

OR

<input type="checkbox"/> Firm or Individual Name				
Address				
Address				
City	State	Zip		
Country				
Telephone	Fax			

I am the:

☒ Applicant/Inventor.☐ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)**SIGNATURE of Applicant or Assignee of Record**

Name	Vernon R. Hartdegen		
Signature			
Date	2/18/04	Telephone	(901) 867-4333

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☒ \*Total of 5 forms are submitted.

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OR



The address associated with Customer Number:

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OR

Firm or  
Individual Name

Address

Address

City

State

Zip

Country

Telephone

Fax

I am the:



Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)**SIGNATURE of Applicant or Assignee of Record**

Name	Stephen E. White
Signature	<i>Stephen E. White</i>
Date	2/18/04
Telephone	(901) 867-4684

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.



\*Total of 5 forms are submitted.

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INDICATION FORM**

Application Number	10/696.459
Filing Date	10/29/2003
First Named Inventor	Tuttle, David R.
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Examiner Name	
Attorney Docket Number	702.132

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☒ Practitioners at Customer Number: 37902

OR

☐ Practitioner(s) named below:

Name	Registration Number

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OR

☐ The address associated with Customer Number:

OR

<input type="checkbox"/> Firm or Individual Name				
Address				
Address				
City	State	Zip		
Country				
Telephone	Fax			

I am the:

☒ Applicant/Inventor.

☐ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

**SIGNATURE of Applicant or Assignee of Record**

Name	Robert M. Fencel		
Signature			
Date	02/18/04	Telephone	(901) 867-4629

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

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CORRESPONDENCE ADDRESS  
INDICATION FORM**

Application Number	10/696.459
Filing Date	10/29/2003
First Named Inventor	Tuttle, David R.
Title	Tibial Knee Prosthesis
Art Unit	3738
Examiner Name	
Attorney Docket Number	702.132

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<input type="checkbox"/> Firm or Individual Name				
Address				
Address				
City	State	Zip		
Country				
Telephone	Fax			

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☐ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

**SIGNATURE of Applicant or Assignee of Record**

Name	Robert H. Schmidt		
Signature			
Date	2/23/04	Telephone	(817) 877-3432

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

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## ASSIGNMENT

/

For valuable consideration, we, David R. Tuttle, residing at 172 Kimbrough Place, Apt. 702, Memphis, Tennessee 38104-6744, Vernon R. Hartdegen, residing at 1284 Grey Wolf Drive, Collierville, Tennessee 38017-8653, Stephen E. White, residing at 1761 Wood Mills Drive, Cordova, Tennessee 38016-6131, Robert M. Fencel, residing at 926 Bending Pine Lane, Cordova, Tennessee 38018-0421, and Robert H. Schmidt, residing at 7020 Saucon Valley Drive, Fort Worth, Texas 76132-4539, hereby assign to Wright Medical Technology, Inc., a Delaware corporation having a place of business at 5677 Airline Road, Arlington, Tennessee 38002-9501; and its successors and assigns (collectively hereinafter called "the Assignee"), the entire right, title and interest throughout the world in the inventions and improvements which are subject of an application for United States Patent signed by us, entitled TIBIAL KNEE PROSTHESIS, filed 10/29/2003, and assigned U.S. Serial Number 10/696,459, and we authorize and request the attorneys appointed in said application to hereafter complete this assignment by inserting above the filing date and serial number of said application when known; this assignment including said application, any and all United States and foreign patents, utility models and design registrations granted for any of said inventions or improvements, and the right to claim priority based on the filing date of said application under the International Convention for the Protection of Industrial Property, the Patent Cooperation Treaty, the European Patent Convention and all other treaties of like purposes; and we authorize the Assignee to apply in all countries in our name or in its own name for patents, utility models, design registrations and like rights of exclusion and for inventors' certificates for said inventions and improvements; and we agree for ourselves and our respective heirs, legal representatives and assigns, without further compensation to perform such lawful acts and to sign such further applications, assignments, Preliminary Statements and other lawful documents as the Assignee may reasonably request to effectuate fully this assignment.

IN WITNESS WHEREOF, I hereto set my hand and seal at Arlington TN, this 18<sup>th</sup> day of February, 2004.

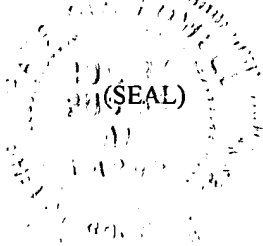
DAVID R. TUTTLE

State of Tennessee

SS:

County of Shelby

Before me this 18<sup>th</sup> day of February, 2004, personally appeared David R. Tuttle known to me to be the person whose name is subscribed to the foregoing Assignment and acknowledged that s/he executed the same as her/his free act and deed for the purposes therein contained.



David R. Tuttle

Notary Public

My Commission

expires: 06/13/04

IN WITNESS WHEREOF, I hereto set my hand and seal at Arlington, TN, this 18<sup>th</sup> day of February, 2004.

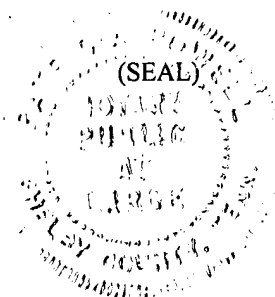
VERNON R. HARTDEGEN

State of Tennessee

SS:

County of Shelby

Before me this 18<sup>th</sup> day of February, 2004, personally appeared Vernon R. Hartdegen known to me to be the person whose name is subscribed to the foregoing Assignment and acknowledged that s/he executed the same as her/his free act and deed for the purposes therein contained.



Vernon R. Hartdegen

Notary Public

My Commission

expires: 06/13/04

IN WITNESS WHEREOF, I hereto set my hand and seal at Arlington TN, this 18th day of Feb 18, 2004.

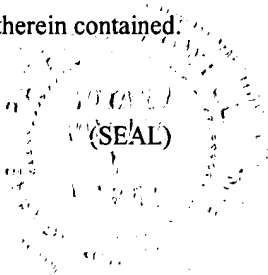
Stephen E. White  
STEPHEN E. WHITE

State of Tennessee )

SS:

County of Shelby )

Before me this 18th day of February, 2004, personally appeared Stephen E. White known to me to be the person whose name is subscribed to the foregoing Assignment and acknowledged that s/he executed the same as her/his free act and deed for the purposes therein contained.



Stephen E. White  
Notary Public

My Commission  
expires: 06/18/04

IN WITNESS WHEREOF, I hereto set my hand and seal at Arlington TN, this 18th day of February, 2004.

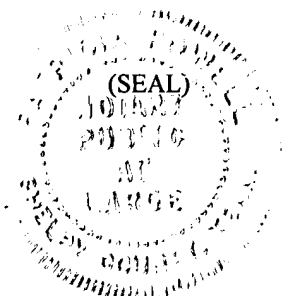
Robert M. Fencl  
ROBERT M. FENCL

State of Tennessee )

SS:

County of Shelby )

Before me this 18th day of February, 2004, personally appeared Robert M. Fencl known to me to be the person whose name is subscribed to the foregoing Assignment and acknowledged that s/he executed the same as her/his free act and deed for the purposes therein contained.



Robert M. Fencl  
Notary Public

My Commission  
expires: 06/18/04

IN WITNESS WHEREOF, I hereto set my hand and seal at 10:00am, this 23 day of February, 2004.

Robert H. Schmidt

ROBERT H. SCHMIDT

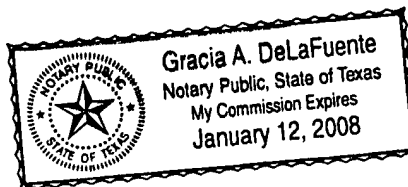
State of Texas

County of Tarrant

SS: 461.51.0059

Before me this 23 day of February, 2004, personally appeared Robert Schmidt MD. known to me to be the person whose name is subscribed to the foregoing Assignment and acknowledged that s/he executed the same as her/his free act and deed for the purposes therein contained.

(SEAL)



Gracia A. DeLaFuenta  
Notary Public

My Commission expires: 1/12/08